THE HONOURABLE SRI JUSTICE V. ESWARAIAH

WRIT PETITION No.20855 OF 2005

Dated: 23-01-2006

Between

B.H. Panduranga Rao,

S/o. Murahari Rao,

Occ: Dealer, F. P.Shop

No.435, R/o. Tadikonda

Village & Mandal,

Guntur District.

...PETITIONER

AND

District Collector, Guntur

District, Guntur and others.

...RESPONDENTS

ORDER:

Petitioner is a fair price shop dealer of F.P.No.435, Tadikonda Village and Mandal, Guntur District and his authorization has been cancelled by proceedings of the Revenue Divisional Officer - third respondent dated 12.10.2002 after issuing show cause notice and after conducting enquiry on the ground that the petitioner diverted 105.07 quintals of Food For Work Rice to the black market and violated the control orders. As against the said order the petitioner filed an appeal before the Joint Collector – second respondent.

The appellate authority by order dated 07.10.2004 dismissed the appeal against which the petitioner preferred a revision before the District Collector – first respondent. The revisional

authority by order dated 27.07.2005 confirming the order of the second respondent dismissed the revision on the ground that petitioner diverted 105.07 quintals of food for work rice to black market for personal gain.

In view of the concurrent findings recorded by the respondent authorities, I am not inclined to interfere with the order impugned,
as misuse of food for work rice can also be one of the grounds for cancellation of the authorization of the fair price shop.

The writ petition is accordingly dismissed.

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V. ESWARAIAH, J

January 23, 2006

DSK